IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

LEROY WIGGINS, : CIVIL ACTION a/k/a STERLING CHAVIS, : NO. 15-3889

:

Petitioner,

:

V.

THE ATTORNEY GENERAL OF THE STATE OF PENNSYLVANIA, et al.

:

Respondents.

ORDER

and now, this 21st day of December, 2016, after reviewing the Report and Recommendation of United States

Magistrate Henry S. Perkin (ECF No. 10) and Petitioner's objections thereto (ECF No. 16), and for the reasons set forth in the accompanying memorandum, it is hereby ORDERED as follows:

- 1. The Report and Recommendation (ECF No. 10) is APPROVED and ADOPTED;
- 2. Petitioner's objections to the Report and Recommendation (ECF No. 16) are OVERRULED;
- 3. The Petition for a Writ of Habeas Corpus Pursuant to 28 U.S.C. § 2254 (ECF No. 1) is **DENIED** and **DISMISSED** with **prejudice**;
- 4. A certificate of appealability shall **NOT** issue;

5. The Clerk of Court shall mark this case as CLOSED.

AND IT IS SO ORDERED.

/s/ Eduardo C. Robreno EDUARDO C. ROBRENO, J.